

Judge Sarah H. CLEVELAND

(Member of the Court since 6 February 2024)

Born 4 September 1965, Washington DC, United States of America.

Academic appointments

Since 2007: Columbia University Law School, New York, NY. Louis Henkin Professor of Human and Constitutional Rights (on leave of absence). Teaching and research in public international law, international and comparative human rights, international humanitarian law, national security law, constitutional law of US foreign relations, and federal civil procedure.

2012-2018: American Law Institute. Co-Coordinating Reporter for the *Restatement (Fourth) of the Foreign Relations Law of the United States: Jurisdiction, Treaties, and Sovereign Immunity* (2018).

2000-2007: University of Texas School of Law, Austin, TX. Marrs McLean Professor in Law (2001-2007), Professor of Law (2000-2001), Assistant Professor (1997-2000).

Visiting professor: University of Tokyo, Tokyo, Japan (2023); Sciences Po University, Paris, France (2016, 2019, 2020, 2021); Panthéon-Assas University (Paris II), Paris, France (2017); Graduate Institute of International and Development Studies, Geneva, Switzerland (2017); University of Leiden, Leiden, the Netherlands (2016); European University Institute, Fiesole, Italy (2008, 2012, 2015); George Washington-Oxford Summer Program in International Human Rights Law, Oxford, UK (2006, 2007); Harvard Law School, Bemis Visiting Professor of International Law, Cambridge, MA (2006-2007); Columbia Law School, Samuel Rubin Visiting Professor of Law, New York, NY (2005-2006); University of Michigan Law School, Ann Arbor, MI (2004).

Multilateral institutions

Ad Hoc Conciliation Commission, *Qatar v. United Arab Emirates*, UN Committee on the Elimination of Racial Discrimination, Geneva, Switzerland (2020-2023).

High Level Panel of Legal Experts on Media Freedom, London, UK (2019-2021).

UN Human Rights Committee, Geneva, Switzerland (2015-2018). Vice Chairperson, Special Rapporteur for New Communications and Interim Measures, Special Rapporteur for Follow-up to Concluding Observations.

European Commission for Democracy Through Law (Venice Commission), Venice, Italy. Member (2013-2019), Observer Member (2010-2013).

US Government service

Secretary of State's Advisory Committee on International Law, US Department of State, Washington, DC (2011-2023).

US-China Legal Experts Dialogue, Expert Member, Beijing, China (2012), Charlotte, NC, USA (2013).

Office of the Legal Advisor, US Department of State, Washington, DC. Counselor on International Law to the Legal Adviser (2009-2011), Attorney-Adviser International (Expert) to the Office of the Legal Adviser (2011-2013).

Judicial clerkships

Supreme Court of the United States, Washington, DC, Law Clerk to Associate Justice Harry A. Blackmun (1993-1994).

United States District Court, Washington, DC, Law Clerk to Judge Louis F. Oberdorfer (1992-1993).

Professional honours and awards

American Society of International Law Robert E. Dalton Book Award for Outstanding Contribution in the Field of Foreign Relations Law (2022); *Doctorado Honoris Causa*, Instituto Universitario de Yucatán, Mexico (2020); Excellence in

International Law Teaching Award, Columbia International Law Society (2014); Certificate of Appreciation, U.S. Department of State (2011); Excellence in Teaching Award, University of Texas School of Law (2000-2001); Harry A. Blackmun Fellow, Aspen Justice and Society Institute, Aspen, CO (2001); Stanford-Yale Junior Faculty Forum, Constitutional Law-Historical Foundations selection (2002); Rhodes Scholar (1987).

Academic journal affiliations

International Review of the Red Cross, Board of Editors (2015-2020); *Journal of International Economic Law*, Board of Editors (2004-2015); *Columbia Journal of Transnational Law*, Board of Directors (2007-2024).

Education

Yale Law School, New Haven, CT. Juris Doctor Degree (1992).

University of Oxford, Lincoln College, Oxford, United Kingdom. Master of Studies (MSt) in British Imperial and Commonwealth History (1989).

Brown University, Providence, RI. Honors AB, *magna cum laude*; Independent Concentration in Law and Mental Health, Phi Beta Kappa (1987).

Professional and Bar memberships

International Bar Association (since 2019); Supreme Court of the United States Bar Association (since 2012); American Bar Association (since 1998); American Law Institute (since 2007); American Society of International Law (since 1998), Executive Council Member (2014-2017); Institute of International Peace and Security Law, University of Cologne, Germany, Advisory Board (since 2015).

Other professional experience

Florida Legal Services, Belle Glade, FL, Skadden Fellow (1994-1996); Yale Law School Schell Center for Human Rights Research Project in Namibia (1990); United Nations High Commissioner for Refugees, Geneva, Switzerland (1990).

Select publications

Books

Paul Stephen and Sarah Cleveland, eds., *The Restatement and Beyond: The Past, Present, and Future of U.S. Foreign Relations Law* (2020).

Louis Henkin, Sarah Cleveland, et al., *Human Rights* (2nd ed., 2009).

Articles, essays and book chapters

Human Rights Connectivity: The Future of the Treaty Body System, in *The Future of Human Rights*, N. Bhutal, ed., Oxford University Press (forthcoming 2024); *Hate Speech at Home and Abroad*, in *The Free Speech Century*, L. Bollinger and G. Stone, eds. (2018); *Human Rights Treaty Bodies in the Age of Connectivity*, in *Système de protection des droits de l'homme des Nations Unies : présent et avenir*, O. de Frouville, ed. (2017); *Defining and Punishing Offenses Under Treaties*, 124 Yale L. J. 2202 (2015) (co-author); *After Kiobel*, 12 J. Int'l Crim. J. 551 (2014); *The United States and the Torture Convention, Part I: Extraterritoriality*, Just Security blog (Nov. 2014); *The United States and the Torture Convention, Part II: Armed Conflict*, Just Security blog (Nov. 2014); *Harmonizing Standards in Armed Conflict*, EJIL: Talk! (Sept. 2014); *The Kiobel Presumption and Extraterritoriality*, 52 Columbia J. Transnat'l L. 8 (2013); *Book Review*, Extraterritorial Application of Human Rights Treaties, by Marko Milanovic, EJIL: Talk! (Dec. 2011); *In Memoriam: Tribute to Louis Henkin*, 49 Columbia J. Transnat'l L. 13 (2011); *Embedded International Law and the Constitution Abroad*, 110 Columbia L. Rev. 101 (2010); *Foreign Authority, American Exceptionalism, and the Dred Scott Case*, 82 Chicago-Kent L. Rev. 393 (2007); *Our International Constitution*, 31 Yale. J. Int'l L. 1 (Winter 2006); *Is There Room for the World in Our Courts?* Wash. Post, 20 Mar. 2005; *International Decisions: Legal Status and Rights of Undocumented Workers*, 99 Am. J. Int'l L. 460 (2005); *Hamdi Meets Youngstown: Justice Jackson's Wartime Security Jurisprudence and the Detention of Enemy Combatants*, 68 Albany L. Rev. 1127 (2005); *President Not Above the Law*, Dallas Morning News, 30 June 2004, 19A; *The Alien Tort Statute, Civil Society and Corporate Responsibility*, 56 Rutgers L. Rev. 971 (2004); *Brief Amicus Curiae of Immigration and Labor Rights Organization in OC-18, Advisory Opinion on the Legal Status and Rights of Undocumented Workers*, *Inter-American Court of Human Rights* (2003)

(co-author); *Why International Labor Standards?*, in *International Labor Standards: Globalization, Trade and Public Policy*, R. J. Flanagan and W.J. Gould, IV, eds. (2003); *Inter-American Court of Human Rights Amicus Curiae Brief: The United States Violates International Law When Labor Law Remedies Are Restricted Based on Workers' Migrant Status*, 1(3) *Seattle J. Soc. Science* 795 (Spring/Summer 2003) (co-author); *Powers Inherent in Sovereignty: Indians, Aliens, Territories, and the Nineteenth-Century Origins of Plenary Power over Foreign Relations*, 81 *Texas L. Rev.* 1 (2002); *Human Rights Sanctions and International Trade: A Theory of Compatibility*, 2002 *J. Int'l Econ. L.* 133; *Norm Internalization and U.S. Economic Sanctions*, 26 *Yale J. Int'l L.* 1 (Winter 2001); *Crosby and the "One Voice" Myth in U.S. Foreign Relations*, 46 *Villanova L Rev.* 975 (2001); *Human Rights Sanctions and the World Trade Organization*, in *Human Rights, the Environment, and the Liberalization of International Trade*, F. Francioni, ed. (2001); *The Plenary Power Background of Curtiss-Wright*, 70 *U. Col. L. Rev.* 1127 (1999); *Global Labor Rights and the Alien Tort Claims Act*, 76 *Texas L. Rev.* 1533 (1998); *Aliens and the Duty of Nonrefoulement: Haitian Centers Council v. McNary*, 6 *Harv. Hum. Rts. J.* 1 (1993) (co-author); *Do Dangerousness-Oriented Commitment Laws Restrict Hospitalization of Patients Who Need Treatment? A Test*, *Hosp. & Comm. Psych.* Vol. 40, No. 3, 1989 (co-author).
